

Minutes of a Regular Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, January 20, 1976, at 7:30 P.M.

Present:

Allen M. Smith, Supervisor  
George G. Young, Councilman  
Francis E. Menendez, Councilman  
John Lombardi, Councilman  
Jessie Tomlinson, Councilwoman

Also present: Peter S. Danowski, Jr., Town Attorney

Absent: Alex E. Horton, Supt. of Highways

EXECUTIVE SESSION - Friday, January 16, 1976

10:00 A.M. - Dr. Charles Ganim re 1976 CSEA Contract

11:30 A.M. - Irving Kahn, Esq. re Sec. 209A, Para. (2) of the Zone Ordinance regarding Special Permit for Extension of non-conforming use and wholesale non-nuisance business. This matter was taped and will remain on file in the Town Clerk's Office for one year.

Supervisor Smith called the Meeting to Order at 7:30 P.M. and the Pledge of Allegiance was recited.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the Minutes of the Meeting of the Town Board of the Town of Riverhead, held on January 2, 1976, be approved as submitted.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the Minutes of a Special Meeting of the Town Board of the Town of Riverhead, held on January 6, 1976, be approved as submitted.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

BOARD OF AUDIT

The Town Board convened as a Board of Audit and examined the following bills, submitted on Abstracts, dated January 20, 1976:

BOARD OF AUDIT - continued:

General Town (encumbered)	\$17,781.01
General Town - 1976	\$ 3,703.59
Highway Item #1	\$ 4,605.06
Highway Item #3	\$ 9,331.08
Highway Item #4	\$ 2,604.97
Special Districts (encumbered)	\$11,407.02
Town Hall Capital Project	\$39,361.00

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following bills, submitted on Abstract, dated January 20, 1976, be approved for payment:

General Town (encumbered)	\$17,781.01
General Town - 1976	\$ 3,703.59
Highway Item #1	\$ 4,605.06
Highway Item #3	\$ 9,331.08
Highway Item #4	\$ 2,604.97
Special Districts (encumbered)	\$11,407.02
Town Hall Capital Project	\$39,361.00

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

REPORTS

Tax Receiver's, dated January 2 and January 12, 1976. Filed.

Building Department Annual Report for 1975. Filed.

Recreation Department, month of December, 1975. Filed.

Town Clerk's Annual Report of Notices of Tort Claims for 1975. Filed.

Recreation Department 1975 Beach Sticker Report. Filed.

Riverhead Fire District Annual Treasurer's Report for 1975. Filed.

OPEN BID REPORT - Fuel Oil for All Town Departments

After being duly advertised, the following bids for Number Two Fuel Oil for all Departments within the Town Government of the Town of Riverhead were opened by the Town Clerk on Monday, January 19, 1976, at 11:00 A.M.:

---

L.I. Reliable Corp.  
88 East Hoffman Avenue  
Lindenhurst, N.Y. 11757

Net Cost per Gal. of #2 Fuel Oil: \$.3588 per gal.\*

Do you have ample storage of Fuel Oil? YES

\* Our quote is based on Northville's Wholesale Water Front Price, which currently is .325 per gal., to this price, we add on our delivery and handling charge, which is a fixed price of .0338, thus arriving at our bid price of .3588. This price is subject to change according to changes in wholesale costs.

Filed.

OPEN BID REPORTS - continued:

Giffords Services Corporation  
23 Railroad Avenue  
East Moriches, N.Y. 11940

Net Cost per Gal. of #2 Fuel Oil                      \$.3690 per gal.\*

Do you have ample storage of Fuel Oil?              YES

\* This price is based on a .050 discount off our posted price of 41.9. If posted price changes, the quoted price will change accordingly.                      Filed.

No action was taken on these bids, at this time.

COMMUNICATIONS

Fred Kretschmer, Wading River, dated 12/31/75, stating that "the use of beaches, the dump and other Riverhead facilities are given to many Brookhaven residents, merely by their saying they live in Wading River."

He further states that this deprives many Riverhead Town residents of parking space at boat ramps and beaches.

He then states that the Wading River Creek, under agreement with LILCO, was to be kept at a minimum of 4 feet during low tide, but is now barely 6 inches.                      Filed.

Copies to Town Board, Town Attorney and Recreation Dept. Supt.

Long Island Cablevision Corp., dated 1/5/76, respectfully requests approval of new rates for cable television service, as follows:

<u>"Installation Charges</u>	<u>Present</u>	<u>Proposed</u>
Residential		
First Outlet	\$30.00	No Change
Additional	8.00	No Change
Reconnect Service	8.00	No Change
Relocate Outlet	8.00	No Change
<u>Monthly Service Rates</u>		
Residential		
First Outlet	6.50	\$7.25
Additional Outlets	1.50	2.00
Motel	2.00	3.00
Commercial (Where units are billed to one payer for all units served)	80% of Residential Rate	No Change
Seasonal Rates	Minimum of six months of standard residential rate paid in advance	No Change

Also enclosed were several Exhibits stating conditions affecting cost of service, etc.                      Filed.

Copies to Town Board and Town Attorney.

COMMUNICATIONS - continued:

Supervisor Smith replied: "It should be called to the public's attention that during a conference, held on Friday afternoon, between the Long Island Cablevision people and the Town Board, we discussed the format that might be used with reference to any application made by themselves for an adjustment of the rates.

There were several things that we felt were necessary before this Board could act on any request from the Long Island Cablevision people.

1) We want a verified petition, sworn to under oath.

2) We want certified financial statements made by C.P.A.'s rather than the ones submitted."

He concluded by saying that the Town Board would not file the application until the above outlined conditions were met.

Stephen J. Grodski, dated 1/13/76, giving notice of his retirement as Chief of Police, in the Town of Riverhead, effective mid-February, 1976.

Filed.

Copies to Town Board and Town Attorney.

Suffolk County Department of Environmental Control, dated 1/12/76, stating that on January 6, 1976 an inspection was made of the Riverhead Dog Pound incinerator.

It was found that the secondary burner and afterburners were not functioning and while repairs are being made, alternate methods of disposal must be arranged.

They further state that they wish to be advised when repairs have been completed, so that a reinspection can be made to allow continued operation.

Filed.

Copies to Town Board, Town Attorney and Dog Wardens.

Supervisor Smith stated that he had spoken with Mr. Gatz, who had people working on the repairs and the inspectors were due back that morning or the previous morning.

RECEIVER OF TAXES

Mrs. Irene J. Pendzick stated that her report had been submitted and the schools were "howling" for money.

UNFINISHED BUSINESS

a) Codification - Supervisor Smith reported that the first steps regarding this matter were being taken care of this evening.

b) Decision on Assembly of God for Zone Change - Resolution granting approval of this application is being presented this evening.

NEW BUSINESS

Supervisor Smith replied that he would like to make a public statement regarding the encumbering of 1975 fund balances to pay 1975 bills, presented in 1976 for payment.

He then spoke of retaining the services of Mr. John Hanson, who has a degree in accounting, to help with the books, which are being left open for the year 1975.

He continued by referring to Resolution #23, Transfer of Funds, and explained the need, as follows:

"In several catagories of the Budget that are referred to therein, insufficient monies were budgeted for expenses that will occur.

In particular, the largest transfer, that you see there, \$15,000, is for insurance, which is a set item and is understated in the 1976 Budget, by approximately \$15,000.

Further, we find in totalling certain Budget catagories, that we have listed therein, throughout the Budget, estimated revenues from investment funds at a certain figure.

As best can be determined with the books we now have, that figure is unreal and it is overstated.

As soon as we get this straightened out and we know where we are, I will again address myself to this issue and if I'm wrong and I can be wrong, I'll say I was wrong."

PERSONAL APPEARANCES

Paul Meyer congratulated Judge Manning on his stand against "two renegades" in a court case connected with 821 East Main Street and stated that he hoped his counterpart, Bob Leonard, would have the same intestinal fortitude when it came to prosecuting the owners of that property.

Bert Rhodes, Wading River, extended his best wishes to the new Town Board in their endeavors in the year 1976.

He then made a comment on a recent newspaper article regarding Riverhead's new policy on granting street lights, stating that the feasibility and desirability of street lights in any given area, should be a prime consideration.

He concluded by thanking the Board for including two people from Wading River on the Recreation Committee.

Councilman Menendez stated that in all fairness to Judge Manning, who was head of the street light investigations last year, he had to say that all requests were checked out thoroughly and some were denied.

He concluded by stating that some street lights, thought to be unnecessary, were taken out.

Dr. Caryl Granttham spoke on the latest Public Service Commission hearing re LILCO's proposed rate increase and expressed her concern that no member of the Town Board was present.

Supervisor Smith stated that he and the Town Attorney were only a two-man team and they were trying to cover as many things as they could.

He then stated that Stanley Grodski was authorized to attend the hearing in Hauppauge and voice the Town Board's objections to the LILCO increase.

RESOLUTIONS

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, That Highway bills submitted on abstracts dated January 20, 1976, as follows:

General Repairs Item #1: Midhampton Asphalt Corp., bill dated January 2, 1976 for \$668.33, Mobil Oil Corporation, bills dated December 11, 16, 29 and 30, 1975 and January 6, 1976, totalling \$1,633.86, and Stakey's Fuel Service, bill dated December 29, 1975 for \$1,304.41;

Machinery Item #3: H.O. Penn Machinery Co., Inc., bills dated December 8 and 17, 1975 totalling \$1,236.47 and Rolle Bros. Sales and Service, Inc., bills dated December 23, 1975 totalling \$2,219.85, and

Miscellaneous Item #4: Mid-Island Lumber & Supply Co., Inc., bill dated January 2, 1976 for \$537.40 and Riverhead Building Supply Corp., bill dated November 6, 1975 for \$534.38; be and the same are hereby approved for payment.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith stated: "In voting, I would like to point out that this is exactly the kind of thing that we were talking about and those bills that were incurred in 1975, will be charged against the 1975 Budget. And with that statement, I will vote, Yes."

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, It is necessary to adopt two new local laws and several amendments to existing ordinances, prior to codification,

NOW, THEREFORE, BE IT RESOLVED, That the attached resolutions calling public hearings be adopted and that notices thereof be published in the News Review.

A LOCAL LAW TO PROVIDE FOR THE REGULATIONS AND LICENSING OF SHOWS, EXHIBITIONS, CARNIVALS, ETC. AND PENALTIES FOR OFFENSES

Be it enacted by the Town Board of the Town of Riverhead as follows:

SECTION 1 - Enactment of local law.

In conjunction with the codification of ordinances and local laws of the Town of Riverhead, the following local law is hereby adopted by the Town Board of the Town of Riverhead. Upon the adoption of the proposed Code of the Town of Riverhead, this local law will be included therein as Chapter 90, Shows and Exhibitions, of said Code.

§ 90-1. License required.

No person, firm or corporation shall give any exhibition of performance for hire, present or conduct any carnival, circus, carousel, bazaar or any open-air show or place of amusement of any kind, without first having obtained a license therefor from the Town

RESOLUTIONS - continued:

Board of the Town of Riverhead permitting such performance, exhibition or place of amusement on a specified location, for which a license fee of one hundred dollars (\$100.00) shall be paid, unless waived by the Town Board.

§ 90-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

EVENT--Any exhibition, performance for hire, carnival, carousel, bazaar, open-air show or place of amusement.

EXHIBITION, PERFORMANCE FOR HIRE, CARNIVAL, CIRCUS, CAROUSEL, BAZAAR and OPEN-AIR SHOW--Any event of two (2) weeks' duration or less.

PLACE OF AMUSEMENT--An event of more than two (2) weeks' duration and of a permanent nature.

§ 90-3. Nonapplicability.

The provisions of this chapter shall not apply to fund-raising events sponsored, operated and controlled by religions, fraternal, firemanic or civic organizations.

§ 90-4. Alcoholic beverages.

No alcoholic beverages shall be sold at any exhibition, performance for hire, carnival, circus, carousel, bazaar, open-air show or place of amusement in the Town of Riverhead.

§ 90-5. Games of chance or skill.

No games of chance or skill shall be operated in any place of amusement in the Town of Riverhead.

§ 90.6. Hours.

A. No exhibition, performance for hire, carnival, carousel, bazaar, open-air show or place of amusement shall be open to any child under the age of eighteen (18) after 9:00 P.M., or any day until 9:00 A.M. on the succeeding day, unless accompanied by his parents or a person over twenty-one (21) years of age.

B. No exhibition, performance for hire, carnival, circus, carousel, bazaar, open-air show or place of amusement shall be open any day between the hours of 12:01 A.M. and 9:00 P.M., and 9:00 A.M. of the succeeding day.

RESOLUTIONS - continued§ 90-7. Application.

A. Any person desiring to procure a license under this chapter shall make application therefor to the Town Board upon a form to be furnished by the Town Board, which shall be substantially as follows:

Town of Riverhead

Application for Exhibition, Performance for Hire, Carnival, Circus, Carousel, Bazaar, Open-Air Show or Place of Amusement.

1. Name of applicant.
2. State whether individual, partnership or corporation.
3. If partnership, state names of all persons having an interest in the business.
4. If corporation, state names of its officers.
5. If corporation, give names of each stockholder, together with the number of shares of capital stock held by each.
6. Proposed location of event.
7. Nature of entertainment, exhibition, etc., to be produced.
8. A detailed account of each exhibition, entertainment, performance and/or amusement device to be located on the proposed location of the event.
9. State number of lights to be used and candlepower of each, all pieces of equipment for music, loudspeaker devices and other devices for the amplification of sound.
10. Has applicant or anyone owning interest in event been convicted of violating any ordinance or law pertaining to public morality and decency?

B. Said applications to be signed and duly verified by the applicant before an officer authorized to administer oaths.

§ 90-8. Conduct regulations.

It shall be unlawful for the owner, proprietor, manager or person in charge of any place licensed under the provisions of this chapter, or for any employee of said place, to harbor, admit, receive or permit to be or remain in and about any such place any lewd or dissolute person, any drunken or boisterous person, or any person under the influence of intoxicating liquor, or any person whose conduct tends in any way to corrupt the public morals.



RESOLUTIONS - continued:§ 90-9. Prohibited actions.

It shall be unlawful for any person to conduct himself in a boisterous manner, to use any profane, obscene or indecent language in or about any place licensed under the provisions of this ordinance.

§ 90-10. Prohibited exhibitions.

It shall be unlawful to give or permit the giving of any entertainment or exhibition of a lewd, suggestive, vulgar or immoral type or to use therein any indecent or obscene language, or to behave in any manner tending to corrupt the public morals.

§ 90-11. Investigation - Conditions of issuance.

A. The Town Board upon presentation of such application as provided herein, and before acting on same, shall refer such application to the Town Attorney for a full investigation as to the truth of the statements contained therein and as to any or all other matters which might tend to aid the Town Board in determining whether or not such application should be granted.

B. The Town Board, upon receipt of a written report by the Town Attorney, shall decide whether a license should be issued, considering among other things the nature of the event, the nature of entertainment and exhibitions to be produced, the location of the event, and the effect upon the peace, welfare and good order of the Town of Riverhead.

C. In reviewing the application for a license herein, the Town Board shall, upon the granting of a license, either approve or disapprove each particular exhibition, entertainment, show, performance and/or amusement device as stated in the application as provided herein. The Town Board shall also approve or disapprove all lighting systems and devices emitting or amplifying sound as stated in the application as provided herein.

D. The Town Board may further limit a license granted hereunder by imposing conditions on said license, and which conditions must be adhered to under the penalty of a cancellation of said license as a violation of this chapter as hereinafter provided.

§ 90-12. Revocation of license.

A. The Town Board reserves the power unto themselves to revoke any license issued under the provisions of this chapter at any time where same was procured by fraud or false representation of facts or for the violation of or failure to comply with the provisions of this chapter by persons holding such license of any crime or offense involving moral turpitude, or conviction of any of his servants, agents or employees of any crime or offense involving moral turpitude, committed on the premises for which a license is issued.

RESOLUTIONS - continued:

B. In the case of any exhibition, performance for hire, carnival, circus, carousel, bazaar or open-air show, such revocation may be without notice, and upon the service of a notice of revocation either by person, mail or posting on the premises for which a license is issued, said event is to cease operations immediately.

C. In the case of any place of amusement, the Town Board shall, at least three (3) days before revoking any license, cause to be mailed to the holder of the license at the address at which the event is conducted a notice stating the time and place of hearing concerning the revocation at which the license shall be entitled to be heard and introduce the testimony of witnesses. The action of the Board relative to such revocation shall be final, provided that whenever any person to whom a license has been granted under the provisions of this chapter shall be prima facie evidence of facts sufficient to warrant revocation of the license held by such person.

§ 90-13. Insurance requirements.

The applicant shall file with the Town Board before obtaining such license a certificate of public liability insurance covering the applicant and the Town of Riverhead for personal injuries to any one (1) person in a minimum sum of fifty thousand dollars (\$50,000.00), and one hundred thousand dollars (\$100,000.00) for more than one (1) person; and property damage in the sum of five thousand dollars (\$5,000.00) for any one (1) person and ten thousand dollars (\$10,000.00) for more than one (1) person, which shall be approved as to form and sufficiency by the Corporation Counsel; and by procuring the necessary permits that may be required by the Board of Health of Suffolk County.

§ 90-14. Penalties for offenses.

A violation of any of the provisions of this chapter shall upon conviction thereof be punishable by a fine not to exceed one hundred dollars (\$100.00) for each offense or by imprisonment for a period of not exceeding six (6) months, or by both such fine and imprisonment.

SECTION 2 - Repealer.

All local laws, ordinance, resolutions or parts thereof inconsistent with the provisions of this local law are hereby repealed.

SECTION 3 - Severability.

In the event that any clause, sentence, section or other part of this local law is declared to be invalid, such invalidity shall not affect the remainder of this local law.

SECTION 4

This local law shall take effect as provided by law.

RESOLUTIONS - continued:

AND WHEREAS, This Board desires to hold a public hearing with respect to the adoption of said local law,

NOW, THEREFORE, BE IT RESOLVED, That a public hearing be held by this Board with respect to the aforesaid local law on the 20th day of February, 1976, at 8:15 P.M., and it is further

RESOLVED, That the Town Clerk is hereby directed and authorized to cause public notice of said hearing to be given as provided by law.

A LOCAL LAW TO REGULATE TRAFFIC AND PARKING IN THE TOWN OF RIVERHEAD AND FIXING PENALTIES FOR OFFENSES

Be it enacted by the Town Board of the Town of Riverhead as follows:

SECTION 1 - Enactment of local law.

In conjunction with the codification of ordinances and local laws of the Town of Riverhead the following local law is hereby adopted by the Town Board of the Town of Riverhead. Upon the adoption of the proposed Code of the Town of Riverhead, this local law will be included therein as Chapter 101, Vehicles and Traffic, of said Code.

ARTICLE I  
Definitions

§ 101-1. Definitions.

A. Vehicle and Traffic Law applicable. The words and phrases used in this chapter shall, for the purpose of this chapter, have the meanings respectively ascribed to them by Article I of the Vehicle and Traffic Law.

B. Other definitions. The following words and phrases, which are not defined by Article I of the Vehicle and Traffic Law, shall have meanings respectively ascribed to them in this section, for the purpose of this chapter:

CURBLINE - The prolongation of the lateral line of a curb, or, in the absence of a curb, the lateral boundary line of the roadway.

HOLIDAYS - New Year's Day, Lincoln's Birthday, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Election Day, Veteran's Day, Thanksgiving Day and Christmas Day.

OFFICIAL TIME STANDARD - Whenever certain hours are named herein or on a traffic control device, sign or parking meter, they shall mean the time standard which is in current use in this state.

SCHOOL DAYS - Days upon which children attend school in the district concerned.

RESOLUTIONS - continued:ARTICLE II  
Traffic Violations Bureau§ 101-2. Establishment.

For the purpose of assisting the Town Justices of the Town of Riverhead, who are authorized by law to hold Courts of Special Sessions therein for the disposition of offenses relating to traffic and parking, in disposing of the same, said Town Justices are authorized to establish a Traffic Violations Bureau pursuant to Article 14-B of the General Municipal Law. At the date of enactment of this chapter, this Bureau is functioning under Town Ordinance No. 19.

ARTICLE III  
Traffic Regulations§ 101-3. Stop and yield intersections; railroad crossings.

A. Stop intersections. The following intersections are designated as stop intersections, and stop signs shall be erected at such intersections as follows:

<u>Intersection</u>	<u>Stop Sign On</u>	<u>Entrance From</u>
Sound Avenue	Hulse Landing Road	North and South
	Fresh Pond Avenue	South
	Edwards Avenue	North and South
	Twomey Avenue	South
	Oakleigh Avenue	North
	Osborne Avenue	South
	Horton Avenue	South
	Park Road	North
	Doctor's Path	South
	Union Avenue	South
	Northville Turnpike	South
	Penny's Road	North
	West Lane	South
	Phillips Lane	South
	Church Lane	South
	Pier Avenue	North
	Manor Lane	South
	Herrick Lane	South
	Roanoke Avenue	North and South
	Twomey Avenue	North
	Middle Road	North
	Mill Road	North and South
	Pulaski Street	South
	Woodcrest Avenue	North and South
	Harrison Avenue	North and South
	Ostrander Avenue	North and South
	Oliver Avenue	South
	Osprey Street	South
County Road No. 58	Mall ramp 500 ft. east of Middle Road	South

RESOLUTIONS - continued:

<u>Intersection</u>	<u>Stop Sign On</u>	<u>Entrance From</u>
Middle Road	Harrison Avenue	South
	Ostrander Avenue	South
Wading River- Manor Road	Gully Road	West
	Remsen Road	East
	Long Pond Road	West
	Schultz Road	South
	Line Road	North
	River Road	North
North Wading River Road	North Side Road	North
	Bayberry Road	South
	Dogwood Lane	South
	Cliff Road	North
	Herod Point Road	North
	Lewin Drive	North
	Sylvan Drive	South
	Ravine Road	North
	Hulse Landing Road	North and South
Sound Road	Oak Street	East
	Creek Road	East and West
	North Side Road	East
	Sunset Boulevard	East
	Oliver Street	West
	Hill Street	West
Merritts Pond Road	Duryea Street	West
Edwards Avenue	Railroad Street	West
Osborne Avenue	Reeves Avenue	East
	Middle Road	East and West
	Raynor Avenue	South
	Woodcrest Avenue	North
	Marcy Avenue	South
	Sweezy Avenue	South
	Harrison Avenue	North
	Hamilton Avenue	South
	Pulaski Street	East and West
	Lincoln Street	East and West
	Railroad Street	East
	Court Street	East and West
Horton Avenue	Middle Road	East and West
Roanoke Avenue	Reeves Avenue	East and West
	Joyce Drive	East
	Ackerly	East and West
	Hallock	East and West
	Merritts Pond	East and West
	Duryea Street	East and West
	Northern Parkway	East and West
	Southern Parkway	East
	Franklin Street	East
	Elton Street	East
	Lincoln Street	West
	5th Street	East

RESOLUTIONS - continued:

<u>Intersection</u>	<u>Stop Sign On</u>	<u>Entrance From</u>
Roanoke Avenue	Northville Turnpike	East
	Railroad Street	West
	3rd Street	East
	1st Street	East
Northville Turnpike	Union Avenue	North and South
	Doctor's Path	North and South
	Middle Road	East and West
	Oliver Street	North
	Fishel Avenue	South
	Newton Avenue	South
	Ostrander Avenue	North and South
	Maple Avenue	South
	East Avenue	South
Swan Pond Road	Line Road	South
River Road	Swan Pond Road	West
	Connecticut Avenue	South
	Railroad Street	East
	Edwards Avenue	North and South
Riverside Drive	Corwell Avenue	South
	Brown Street	North
	Madison Street	South
	River Avenue	North and South
Hubbard Avenue	Fairway Avenue	North
	Sunrise Avenue	North
	Daly Drive	North
Edgar Avenue	Hubbard	West
Meeting House	Peconic Bay Blvd.	East
Creek Road		
Peconic Bay Blvd.	Pine Avenue	East
	Bay Harbor Road	South
	Morningside Avenue	South
	East Street	South
	Lockitt Drive	South
	Tuts Lane	South
	Doug Lane	South
	Oak Drive	South
	Beach Road	South
	Cedar Court	South
	Bay Avenue	North and South
Washington Avenue	North Railroad Avenue	East
	South Railroad Avenue	East
	8th Street	East
	6th Street	East
	Peconic Bay Blvd.	East and West
	3rd Street	East
Depot Lane	North Railroad Avenue	West
	South Railroad Avenue	West
	6th Street	West
	Peconic Bay Boulevard	East and West
	4th Street	East and West
	3rd Street	East and West
	2nd Street	East and West
	Front Street	East and West

RESOLUTIONS - continued:

<u>Intersection</u>	<u>Stop Sign On</u>	<u>Entrance From</u>
Pulaski Street	J.T. Boulevard	West
	Parkway Street	North
	Raynor Avenue	North and South
	Kratoville Avenue	North and South
	Claus Avenue	North
	Marcy Avenue	North and South
	Sweezy Avenue	North and South
	Hamilton Avenue	North and South
	Washington Avenue	South
	Hallett Street	South
Elton Street	East Avenue	North and South
	Ostrander Avenue	North and South
	Newton Avenue	South
	Fishel Avenue	North and South
	Howell Avenue	South
	North Howell Court	North
2nd Street	East Avenue	North and South
	Maple Avenue	North and South
	Union Avenue	North and South
Lincoln Street	Hamilton Avenue	North
	Hallett Street	North and South
Railroad Avenue	Cedar Avenue	South
Corwin Street	Newton Avenue	North
Raynor Avenue	Parkway Street	East and West
	West Street	West
Marcy Avenue	Duane Street	East
	Parkway Street	East and West
Parkway Street	Kratoville Avenue	South
	Claus Street	South
Sweezy Avenue	Parkway Street	East and West
	Lincoln Street	East
Hamilton Avenue	Parkway Street	West
Griffing Avenue	Lincoln Street	East and West
	Railroad Street	East and West
	Court Street	West
	2nd Street	East
Griffing Path	School Street	West
East Avenue	3rd Street	West
	1st Street	West
Union Avenue	Corwin Street	West
Fishel Avenue	Corwin Street	West
Ostrander Avenue	Robinson Parkway	West
	Corwin Street	East and West
	Second Street	East and West
West Street	2nd Street	East and West
	Front Street	East
Center Drive	3rd Street	East and West
	2nd Street	East and West
Point Street	3rd Street	East and West
	2nd Street	East and West
	Front Street	East and West
Willow Street	3rd Street	East and West
	2nd Street	East and West
Green Street	3rd Street	East and West
	2nd Street	East and West

RESOLUTIONS - continued:

B. Yield intersections. The following intersections are designated as yield intersections, and yield signs shall be erected at entrances to such intersections as follows:

<u>Intersection</u>	<u>Yield Sign On</u>	<u>Entrance From</u>
Pier Avenue	Sound Shore Road	West
Church Lane	Tuthill Lane	South
	Phillips Lane	North
Peconic Bay Blvd.	Meeting House Creek Road	South
Hubbard Avenue	Shade Tree Lane	North
Doctor's Path	Reeves Avenue	West
Horton Avenue	Reeves Avenue	East and West
Mill Road	Middle Road	East and West
Osborne Avenue	Mill Road	South
	Youngs Avenue	West
Twomey Avenue	Deep Hole Road	East and West
	Youngs Avenue	West
	Riley Avenue	West
Middle Road	Deep Hole Road	West
Edwards Avenue	Riley Avenue	East
North Country Road	Parker Avenue	East
(Wading River- Manor Road)		
Swan Pond Road	Wading River- Manor Road	South

C. Railroad crossing. All motor vehicles approaching railroad crossings that intersect with public highways and that are not protected by gates and/or signal devices shall make a full stop.

§ 101-4. One-way streets.

The streets or portions thereof listed below are hereby designated as one-way streets, and traffic shall travel on such only in the direction indicated:

<u>Street</u>	<u>Direction</u>	<u>Limits</u>
St. John's Place	North	Between Northville Tpke. and 5th St.
Cedar Street	North	Between Court St. and Railroad St.
The ramp through the median connecting the eastbound and westbound lanes of County Road #58	North	Located at a point approximately 500 feet east of Middle Road

§ 101-5. Speed limits.

(Reserved)

§ 101-6. No-passing zones.

(Reserved)



RESOLUTIONS - continued:§ 101-7. Turns.

(Reserved)

§ 101-8. Weight limits.

(Reserved)

ARTICLE IVTraffic Control Signals§ 101-9. Installation and maintenance.

Pursuant to authority granted by Section 1660 of the Vehicle and Traffic Law, traffic control signals shall be installed, maintained and operated at the following intersections and other locations:

Intersections

Court Street and Osborne Avenue  
 Osborne Avenue and Pulaski Street  
 Griffing Avenue and Pulaski Street  
 Roanoke Avenue and Pulaski Street  
 Northville Turnpike and Elton Street  
 South Jamesport Avenue and North Railroad Street  
 South Jamesport Avenue and South Railroad Street  
 Roanoke Avenue and 2nd Street  
 Entrance to Billy Blake's and Route No. 58  
 Entrance to Riverhead Shopping Plaza and Route No. 58  
 Route 58 (Old Country Road) and Osborne Avenue  
 Route 58 (Old Country Road) and Northville Turnpike

ARTICLE VParking, Standing and Stopping§ 101-10. Parking prohibited.

The parking of vehicles is hereby prohibited in the locations as follows:

<u>Street</u>	<u>Side</u>	<u>Location</u>
Roanoke Avenue	West	Between Main Street (Route 25) and 2nd Street
Roanoke Avenue	East	From a point 69 feet north of Elton Street to a point 212 feet north of Elton St.

RESOLUTIONS - continued:

<u>Street</u>	<u>Side</u>	<u>Location</u>
Roanoke Avenue	East	From the south boundary of the right-of-way of the Long Island Railroad to a point 100 feet south thereof.
Roanoke Avenue	Both	From its intersection with 2nd Street to a point 175 feet south of its terminus on the Long Island Sound
Griffing Avenue	West	Between Main Street (Route 25) and Railroad Street
Court Street	South	Between Main Street (Route 25) and Griffing Avenue
Marcy Avenue	Both	Between Main Street (Route 25) and Pulaski Street
Pulaski Street	North	Between Marcy Avenue and Sweezy Avenue during church services at St. Isidore's Church, except funeral services
East Avenue	Both	Between Main Street (Route 25) and Northville Tpke.
Maple Avenue	East	Between Main Street (Route 25) and 2nd Street
Maple Avenue	East	Between 2nd Street and Northville Tpke.
Union Avenue	East	Between Main Street (Route 25) and 2nd Street
Union Avenue	East	Between 2nd Street and Northville Turnpike
McDermott Avenue	Both	Between Main Street (Route 25) and Peconic River
Pier Avenue	Both	From its intersection with Sound Avenue to its terminus on Long Island Sound
Sound Shore Road	Both	From its intersection with Pier Avenue to its intersection with Penny's Landing Road
Park Road	Both	From its intersection with Sound Avenue to a point 200 feet south of its terminus on Long Island Sound

RESOLUTIONS - continued:

<u>Street</u>	<u>Side</u>	<u>Location</u>
2nd Street	North	From the east curbline of Roanoke Avenue to its intersection with Ostrander Avenue
Pulaski Street	Both	Immediately adjacent to Stotzky Memorial Park
South Jamesport Avenue	West	Between South Railroad Street and Front Street
Hulse Landing Road	East	Between North Wading River Road and its northerly terminus
2nd Road	Both	Between North Country Road and Creek Road
Creek Road	Both	Between Sound Road and its westerly terminus
Edwards Avenue	North and East	From the southeast corner of the parking area at the northerly terminus of Edwards Avenue to a point 1,000 feet south thereof
Old Country Road (County Road 58)	Both	Between the point where said County Route 58 intersects with New York State Route 25 at its westerly terminus and a point where County Route 58 intersects with New York State Route 25 at its easterly terminus
Mill Road	Both	Between a point 100 feet northerly and a point 100 feet southerly of County Road No. 58
North Wading River Road	South	From its intersection with Hulse Landing Road to a point 498 feet west of said intersection
North Wading River Road	North	From a point 246 feet west of Hulse Landing Road to the intersection of Oak Road
Osborne Avenue	West	Between West Main Street (Route 25) and Court St.
Osborne Avenue	East	From the southeast corner of its intersection with Pulaski Street to its intersection with the northerly line of the Long Island Railroad right-of-way

RESOLUTIONS - continued:

<u>Street</u>	<u>Side</u>	<u>Location</u>
Roanoke Avenue	East	From the railroad right-of-way south 60 feet
Railroad Street	South	Between Roanoke Avenue and Griffing Avenue
Railroad Street	North	To a point 70 feet west
Hamilton Avenue	West	From Lincoln Street to Pulaski Street
Roanoke Avenue	East	From its intersection with the north side of Route 58 to its intersection with the south side of Middle Road
North Country Road	North	From its intersection with the east side of Sound Road to a point 50 feet to east property line of the lot occupied by the Wading River Post Office
Elton Street	Both	From Main Street (Route 25) to a point 150 feet west of Main Street
Main Street (Route 25)	West	From a point 150 feet south of Elton Street to a point 150 feet north of Elton Street
Main Street (Route 25)	East	From a point 150 feet south of Fairway Avenue to a point 150 feet north of Fairway Avenue
Fairway Avenue	Both	From Main Street (Route 25) to a point 150 feet east of Main Street
Billy Blake Shopping Plaza		Along curbs immediately adjacent to the building at the Billy Blake Shopping Plaza
Riverhead Shopping Plaza		Along curbs immediately adjacent to the building at the Riverhead Shopping Plaza
Ostrander Avenue	West	Beginning at its intersection with Northville Turnpike to a point 40 feet south and along the south curbline of Northville Turnpike beginning with its intersection with Ostrander Avenue to a point 40 feet west

RESOLUTIONS - continued:

<u>Street</u>	<u>Side</u>	<u>Location</u>
Along the entire curb- line of a cul-de-sac (turnaround)		At the east end of Louise Court, off Roanoke Avenue, in the Hamlet of Roanoke
Ostrander Avenue	East	From its intersection with the north curbline of East Main Street to a point 187 feet north
Howell Avenue (along the east curbline)		From its intersection with the north curbline of East Main Street (Route 25) to a point 375 feet north
Horton Avenue	Both	From its southerly inter- section with Osborne Avenue to its northerly intersection with Sound Avenue
Sweezy Avenue	West	From its intersection with the notherly right-of-way of Long Island Railroad to a point 325 feet north of its intersection with the northerly right-of-way line of Pulaski Street

§ 101-11. No parking certain hours.

Parking is hereby prohibited during the hours designated upon the following described streets or portions thereof on school days:

<u>Street</u>	<u>Side</u>	<u>Hours</u>	<u>Locations</u>
Pulaski Street	North	7:30 A.M. to 3:30 P.M.	Between Osborne Avenue and Griffing Avenue
Osborne Avenue	East	7:30 A.M. to 3:30 P.M.	From a point 275 feet north of Pulaski St. to a point 375 feet north of Pulaski St.
Osborne Avenue	East	7:30 A.M. to 3:30 P.M.	Between Harrison Avenue and the Riverhead High School north driveway
Harrison Avenue	Both	7:30 A.M. to 3:30 P.M.	Between Osborne Avenue and School Street

RESOLUTIONS - continued:

<u>Street</u>	<u>Side</u>	<u>Hours</u>	<u>Location</u>
North Griffing Avenue and School Street	Both	7:30 A.M. to 3:30 P.M.	Between Pulaski Street and Harrison Avenue
St. John's Place	Both	7:30 A.M. to 3:30 P.M.	Between 5th Street and Northville Turnpike
South Jamesport Avenue	East	7:30 A.M. to 3:30 P.M.	Along the Jamesport School property
Harrison Avenue	East	7:30 A.M. to 3:30 P.M.	From its intersection with the north curb- line of School Street to a point 960 feet north

§ 101-12. No parking certain hours: roads leading to water.

Parking is hereby prohibited during the hours designated upon any street or portion thereof as follows:

<u>Street</u>	<u>Side</u>	<u>Hours</u>	<u>Location</u>
Meeting House Creek Road (in the Hamlet of Aquebogue)	Both	6:00 A.M. to 10:00 P.M.	Beginning at the Harbor Road intersection and thence southerly to the southerly terminus of Meeting House Creek Road
West Street (in the Hamlet of South Jamesport)	Both	6:00 A.M. to 10:00 P.M.	Beginning 126 feet south of the 2nd Street inter- section and thence southerly to the south- erly terminus of West Street
South Jamesport Avenue (in the Hamlet of South Jamesport)	Both	6:00 A.M. to 10:00 P.M.	Beginning at the Front Street intersection and thence southerly to South Jamesport Avenue's southerly terminus
Edwards Avenue (in the Hamlet of Baiting Hollow)	Both	6:00 A.M. to 10:00 P.M.	Beginning at its north- erly terminus and thence south 84 feet

RESOLUTIONS - continued:§ 101-13. Parking time limited.

Parking is hereby prohibited for longer than the time limit designated upon any of the following described streets or portions thereof:

A. Thirty minutes. The parking of vehicles for a period longer than thirty (30) minutes between the hours of 9:00 A.M. and 5:00 P.M., except Sundays and holidays, is prohibited in the following locations:

<u>Street</u>	<u>Side</u>	<u>Location</u>
2nd Street	Both	Between Roanoke Avenue and Griffing Avenue

B. One hour. The parking of vehicles for a period longer than one (1) hour between the hours of 9:00 A.M. and 5:00 P.M., except Sundays and holidays, is prohibited in the following locations:

<u>Street</u>	<u>Side</u>	<u>Location</u>
Railroad Street	South	Between Griffing Avenue and Osborne Avenue
Pulaski Street	Both	Between Osborne Avenue and Sweezy Avenue

§ 101-14. Parking prohibited except for buses.

The parking of vehicles except buses is hereby prohibited between the hours of 8:00 A.M. and 5:00 P.M., except on Sundays and holidays, in the following locations:

<u>Street</u>	<u>Side</u>	<u>Location</u>
Roanoke Avenue	East	Commencing 117 feet north of East Main Street (Route 25) and thence northerly to a point 182 feet therefrom
East Main Street (Route 25)	North	Commencing 198 feet east of Roanoke Avenue and thence easterly to a point 222 feet therefrom
East Main Street (Route 25)	South	Commencing 207 feet east of Peconic Avenue (Route 24) and thence easterly to a point 255 feet therefrom
West Main Street (Route 25)	North	Commencing 96 feet west of Griffing Avenue and thence westerly to a point 146 ft. therefrom

RESOLUTIONS - continued:

<u>Street</u>	<u>Side</u>	<u>Location</u>
West Main Street (Route 25)	South	Commencing 231 feet west of Peconic Avenue (Route 24) and thence westerly to a point 405 feet therefrom
Peconic Avenue (Route 24)	West	Beginning at a point 225 ft. south of the intersection of Main Street (Route 25) and Peconic Avenue (Route 24) and thence 46 ft. south therefrom

§ 101-15. Trailers.

No person shall park and leave unattended any trailer on any highway or parking lot of the town except in designated areas at a town boat ramp where such trailer is of the type used for the carriage of boats. The Town Board may, by resolution, specifically designate trailer parking areas at town boat ramps. No portion of any state highway shall be designated a town boat ramp.

§ 101-16. Parking fields.

No person shall park a vehicle in a town parking field except within the designated stalls marked on the surface of the lot. Parking in such fields is entirely at the risk of the owner of the vehicle. The Town Board may, by resolution, cause proper stalls to be designated in parking lots.

§ 101-17. (Reserved).§ 101-18. (Reserved).§ 101-19. (Reserved).§ 101-20. (Reserved).ARTICLE VIRemoval and Storage of Vehicles§ 101-21. Authority to impound vehicles.

A. When any vehicle is parked or abandoned on any highway within this town during a snowstorm, flood, fire or other public emergency which affects that portion of the public highway upon which said vehicle is parked or abandoned, said vehicle may be removed by the Riverhead Town Police.



RESOLUTIONS - continued:

B. When any vehicle is found unattended on any highway within this town where said vehicle constitutes an obstruction to traffic, such vehicle may be removed by the Riverhead Town Police.

C. When any vehicle is parked or abandoned on any highway within this town where stopping, standing or parking is prohibited, said vehicle may be removed by the Riverhead Town Police.

§ 101-22. Storage and charges.

After removal of any vehicle as provided in this Article, the Riverhead Town Police may store such vehicle in a suitable place at the expense of the owner. Such owner or the person in charge of such vehicle may redeem the same upon payment to the Town Clerk of the amount of all expenses actually and necessarily incurred in effecting such removal, such removal charges not to exceed ten dollars (\$10.), together with any charges for storage, at a rate not to exceed two dollars (\$2.) per day or fraction thereof.

§ 101-23. Notice of removal.

The Riverhead Town Police shall, without delay, record the removal and disposition of any vehicle removed as provided in this Article. It shall be the duty of the Town Police to ascertain, if possible, the owner of the vehicle or the person having charge thereof, and notify him of the removal and disposition and the amount required to redeem the same.

ARTICLE VII  
Parking Meters§ 101-24. Definitions.

As used in this Article the following terms shall have the meanings indicated:

PARKING METER - Any mechanical device or meter operated by coin, placed or erected for the regulation and measurement of parking and parking time by authority of this Article or any prior ordinance of this town.

PARKING METER ZONE - Highways or portions thereof designated for the installation and operation of parking meters by this Article or pursuant to authority granted by this Article.

PARKING METER SPACE - Any space within a parking meter zone adjacent to a parking meter which is duly designated for the parking of a single vehicle by lines or markings firmly and durably marked upon the curb or surface of the highway adjacent to such meter.

RESOLUTIONS - continued:§ 101-25. Parking meter zones.

A. Creation of zones. Parking meter zones are hereby established on highways as follows:

<u>Street</u>	<u>Side</u>	<u>Location</u>
Main Street (Route 25)	Both	Between its intersection with Osborne Avenue and its intersection with Union Avenue except where parking, standing or stopping is prohibited by State Traffic Commission orders
Peconic Avenue (Route 24)	Both	Between its intersection with Main Street (Route 25) and the Riverhead-Southampton Town line
Roanoke Avenue	East	Between its intersection with Main Street (Route 25) and its intersection with 3rd Street
Griffing Avenue	East	Between its intersection with Main Street (Route 25) and its intersection with Railroad Street
Court Street	North	Between its intersection with Griffing Avenue and its intersection with Osborne Avenue
Roanoke Avenue	West	Between its intersection with 2nd Street and its intersection with 3rd Street

B. Authority of Town Board to create new zones. The Town Board, by resolution, may designate additional parking meter zones or discontinue any such zone or portion thereof. Resolutions hereunder shall be published once in the official town newspaper, and such publication, together with subsequent installation of or removal of meters, shall constitute public notice thereof.

§ 101-26. Parking time limited.

The parking of vehicles is hereby prohibited for a period longer than one (1) hour from 9:00 A.M. to 5:30 P.M., except Sundays and holidays, in all parking meter zones.

RESOLUTIONS - continued:§ 101-27. Hours of meter operation.

Parking meters shall be in operation from 9:00 A.M. to 5:30 P.M., except Sundays and holidays.

§ 101-28. Fees.

A fee of five cents (\$.05) per hour or portion thereof is hereby established for parking in all parking meter zones.

§ 101-29. Parking meter regulations.

A. General. The Town Board shall be responsible for the purchase, acquisition, installation, operation, maintenance, policing and supervision of parking meters in this town. The Town Board may act by resolution in performing its duties under this section and may, by resolution, delegate such duties to appropriate officers or employees of the town.

B. Installation. In respect to the installation of parking meters:

(1) Pavement markings shall be applied, where practical, outlining parking meter spaces in all parking meter zones.

(2) Parking meters shall be installed immediately adjacent to all parking meter spaces.

(3) No pavement markings outlining parking meter spaces shall be applied at, nor meters installed adjacent to, locations where parking, standing or stopping is prohibited by Section 1202 of the Vehicle and Traffic Law or by this chapter or other ordinance, local law or resolution.

(4) Each parking meter shall indicate by appropriate legend the legal parking time for its space as established herein, the hours the meter is in operation, the maximum parking time allowed and days not in operation.

C. Operation. In respect to the operation of parking meter.

(1) Each parking meter shall operate so as to indicate that the appropriate fee has or has not been deposited in such meter and that the space adjacent to such meter is or is not legally occupied.

(2) Each parking meter shall indicate the balance of the parking time for which the fee has been paid, and shall display a signal indicating the expiration of the time period associated with the deposit of fees.

RESOLUTIONS - continued:

D. Collections. In respect to the collection of fees deposited in meters, it shall be the duty of the Police Department to make regular collections of such fees and deposit the same as required by law, giving receipts for such deposits to the Supervisor.

§ 101-30. Offenses.

A. Specific offenses. No person shall:

(1) Park a vehicle across a parking space pavement marking or in a position not entirely within the area designated by such markings.

(2) Park a vehicle in a parking meter space during the hours of parking meter operation without immediately placing the appropriate fee in the adjacent meter.

(3) Park a vehicle or suffer or permit a vehicle of which such person is the owner to remain parked or suffer or permit a vehicle of which such person is the operator to remain parked, in a parking space of any parking meter zone during the hours of parking meter operation while the adjacent meter is displaying a signal indicating the expiration of time associated with the deposit of fees.

(4) Deposit or attempt to deposit any slug or thing other than a United States coin in a parking meter.

(5) Deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking meter.

B. Registered owner liable. The registered owner of any vehicle found to be parked in violation of this Article is liable, together with the actual operator, for any fine or penalty prescribed herein.

§ 101-31. Penalties for offenses.

Every person convicted of a traffic infraction for a violation of any provision of this Article which is not a violation of any provision of the Vehicle and Traffic Law of the State of New York shall, for a first conviction thereof, be punished by a fine of not less than one dollar (\$1.) and not more than fifty (\$50.) or by imprisonment for not more than fifteen (15) days, or by both such fine and imprisonment; for a second conviction within eighteen (18) months thereafter, such person shall be punished by a fine of not more than one hundred dollars (\$100.) or by imprisonment for not more than twenty (20) days, or by both such fine and imprisonment; upon a third or subsequent conviction within eighteen (18) months after the first conviction, such person shall be punished by a fine of not more than two hundred fifty dollars (\$250.) or by imprisonment for not more than thirty (30) days, or by both such fine and imprisonment.

RESOLUTIONS - continued:§ 101-32. Enforcement; duties.

A. Generally. It shall be the duty of the Meter Officer of the Town of Riverhead to enforce the provisions of this Article, under such procedure as may from time to time be prescribed by resolution of the Town Board.

B. Violation reports. The Meter Officer shall report to the Town Board all apparent violations of this Article, and such report shall include the registration plate number of the vehicle involved, the date and time of the violation, the exact nature of the offense, the name of the operator, if ascertainable, together with other pertinent facts.

C. Notice to offenders. An officer noting an apparent violation of this Article shall attach to the vehicle parked in violation a notice to that effect, in such manner as makes the notice likely to be observed by the owner or operator of the vehicle, instructing the owner or operator to report to the Justice Court with respect to such alleged violation. The notice shall contain a reference to the offense charged and shall have printed thereon the provisions of Subsection B of this section.

§ 101-33. Suspension from operation.

The Town Board may, by resolution, suspend the operation of parking meters on any day or days.

ARTICLE VIIIPenalties§ 101-34. Penalties for offenses.

A. Except as provided in § 101-31 for violations of Article VII, every person convicted of a traffic infraction for a violation of any provision of this chapter which is not a violation of any provision of the Vehicle and Traffic Law of the State of New York shall, for a first conviction thereof, be punished by a fine of not less than one dollar (\$1.) and not more than fifty dollars (\$50.) or by imprisonment for not more than fifteen (15) days, or by both such fine and imprisonment and shall be deemed a violation; for a second conviction within eighteen (18) months thereafter, such person shall be punished by a fine of not less than one dollar (\$1.) and not more than one hundred (\$100.) dollars or by imprisonment for not more than twenty (20) days, or by both such fine and imprisonment; upon a third or subsequent conviction within eighteen (18) months after the first conviction, such person shall be punished by a fine of not more than two hundred fifty dollars (\$250.) or by imprisonment for not more than thirty (30) days, or by both such fine and imprisonment.

RESOLUTIONS - continued:

B. The registered owner of any vehicle found to be in violation of the provisions of Article III of this chapter respecting parking is liable, together with the actual operator, for any fine or penalty prescribed herein.

SECTION 2 - Repealer.

All local laws, ordinances, resolutions or parts thereof inconsistent with the provisions of this local law are hereby repealed.

SECTION 3 - Severability.

In the event that any clause, sentence, section or other part of this local law is declared to be invalid, such invalidity shall not affect the remainder of this local law.

SECTION 4 - This local law shall take effect as provided by law.

AND WHEREAS, This Board desires to hold a public hearing with respect to the adoption of said local law,

NOW, THEREFORE, BE IT RESOLVED, That a public hearing be held by this Board with respect to the adoption of the aforesaid local law on the 20th day of February, 1976, at 8:30 P.M., at the Town Hall, Riverhead, New York, and it is further

RESOLVED, That the Town Clerk is hereby directed and authorized to cause public notice of said hearing to be given as provided by law.

WHEREAS, An Ordinance was introduced at this meeting by a member of the Town Board, as follows:

AN ORDINANCE TO AMEND ORDINANCE NO. 19 CONCERNING THE  
TRAFFIC VIOLATIONS BUREAU ADOPTED FEBRUARY 2, 1954

BE IT ORDAINED By the Town Board of the Town of Riverhead as follows:

SECTION 1.

Section 2 of Ordinance No. 19, adopted 2/2/54, is amended to read as follows:

"The Court Clerk shall be in charge of the Traffic Violations Bureau and the said Bureau shall be open between 9:00 A.M. and 4:00 P.M."

SECTION 2.

This Ordinance shall take effect as provided by law.

AND WHEREAS, This Board desires to hold a public hearing with respect to the adoption of said Ordinance,

NOW, THEREFORE, BE IT RESOLVED, That a public hearing be held by this Board with respect to the adoption of the aforesaid Ordinance on the 20th day of February, 1976, at 8:45 P.M., at the Town Hall, Riverhead, New York, and it is further

RESOLVED, That the Town Clerk is hereby directed and authorized to cause public notice of said hearing to be given as provided by law.

RESOLUTIONS - continued:

WHEREAS, An Ordinance was introduced at this meeting by a member of the Town Board as follows:

AN ORDINANCE TO AMEND ORDINANCE NO. 21, CONCERNING DANGEROUS BUILDINGS AND STRUCTURES ADOPTED OCTOBER 19, 1954

BE IT ORDAINED By the Town Board of the Town of Riverhead as follows:

SECTION 1.

Ordinance No. 21, adopted 10-19-54, is hereby amended by adding thereto a new Section V to read as follows:

"SECTION V: The cost of demolition, engineering or other professional services, if any, incurred by the Town Board, shall be borne by the owners of such property."

SECTION 2.

This Ordinance shall take effect as provided by law.

AND WHEREAS, This Board desires to hold a public hearing with respect to the adoption of said Ordinance,

NOW, THEREFORE, BE IT RESOLVED, That a public hearing be held by this Board with respect to the adoption of the aforesaid Ordinance at the Town Hall, Riverhead, New York, on the 20th day of February, 1976, at 8:45 P.M., and it is further

RESOLVED, That the Town Clerk is hereby directed and authorized to cause public notice of said hearing to be given as provided by law.

WHEREAS, An Ordinance was introduced at this meeting by a member of the Town Board, as follows:

AN ORDINANCE TO AMEND ORDINANCE NO. 5 CONCERNING DOCKS AND WHARVES ADOPTED JUNE 23, 1937

BE IT ORDAINED By the Town Board of the Town of Riverhead as follows:

SECTION 1.

Section 2 of Ordinance No. 5, adopted 6/23/37 is hereby amended to read as follows:

"2. No person shall use any portion of the said town docks for the purpose set forth in § 56-1, for a longer period than twenty-four (24) hours, said period of twenty-four (24) hours beginning at 6:00 A.M., Eastern Standard Time each day."

SECTION 2.

This Ordinance shall take effect as provided by law.

RESOLUTIONS - continued:

AND WHEREAS, This Board desires to hold a public hearing with respect to the adoption of said Ordinance,

NOW, THEREFORE, BE IT RESOLVED, That a public hearing be held by this Board with respect to the adoption of the aforesaid Ordinance on the 20th day of February, 1976, at 8:45 P.M., at the Town Hall, Riverhead, New York, and it is further

RESOLVED, That the Town Clerk is hereby directed and authorized to cause public notice of said hearing to be given as provided by law.

WHEREAS, An Ordinance was introduced at this meeting by a member of the Town Board, as follows:

AN ORDINANCE TO AMEND ORDINANCE NO. 9 CONCERNING JUNK DEALERS ADOPTED MAY 5, 1970

BE IT ORDAINED By the Town Board of the Town of Riverhead as follows:

SECTION 1.

Section 6 of Ordinance No. 9, adopted 5/5/70 is hereby amended to read as follows:

" Section 6. Licenses. In the issuance of the junk dealer's license, the provisions of Article 6 of the General Business Law shall be adhered to. The Town Clerk is the person authorized to issue the license herein. Every junk dealer's license shall expire on June 30th of each year."

SECTION 2.

This Ordinance shall take effect as provided by law.

AND WHEREAS, This Board desires to hold a public hearing with respect to the adoption of said Ordinance,

NOW, THEREFORE, BE IT RESOLVED, That a public hearing be held by this Board with respect to the adoption of the aforesaid Ordinance on the 20th day of February, 1976, at 8:45 P.M., at the Town Hall, Riverhead, New York, and it is further

RESOLVED, That the Town Clerk is hereby directed and authorized to cause public notice of said hearing to be given as provided by law.

WHEREAS, An Ordinance was introduced at this meeting by a member of the Town Board, as follows:

AN ORDINANCE TO AMEND ORDINANCE NO. 33 CONCERNING PARADES AND ASSEMBLIES ADOPTED JULY 20, 1965

BE IT ORDAINED By the Town Board of the Town of Riverhead as follows:

SECTION 1.

Section 4 of Ordinance No. 33, adopted 7/20/65 is hereby amended to read as follows:



RESOLUTIONS - continued:

"Section 4. All assemblies and parades, warranted by law, held in any of the streets, roads, avenues, highways or parkways or any other public places in the Town of Riverhead, where public discussions are held, shall have an American Flag, the dimensions of which shall be not less than 36 inches by 60 inches, conspicuously displayed at all times during the holding of such assemblies."

SECTION 2.

A new section is added between Sections 4 and 5 to read as follows:

"The number of persons assembled on private property shall be restricted to a density of not more than three hundred (300) persons per acre."

SECTION 3.

This Ordinance shall take effect as provided by law.

AND WHEREAS, This Board desires to hold a public hearing with respect to the adoption of said Ordinance,

NOW, THEREFORE, BE IT RESOLVED, That a public hearing by this Board with respect to the adoption of the aforesaid Ordinance on the 20th day of February, 1976, at 8:45 P.M., at the Town Hall, Riverhead, New York, and it is further

RESOLVED, That the Town Clerk is hereby directed and authorized to cause public notice of said hearing to be given as provided by law.

WHEREAS, An Ordinance was introduced at this meeting by a member of the Town Board, as follows:

AN ORDINANCE TO AMEND ORDINANCE NO. 1 CONCERNING OBSTRUCTIONS ON STREETS AND HIGHWAYS ADOPTED DECEMBER 29, 1934

BE IT ORDAINED By the Town Board of the Town of Riverhead as follows:

SECTION 1.

Ordinance No. 1, adopted 12/28/34, is hereby amended by adding thereto two (2) new paragraphs to read as follows:

"Each owner or occupant of any house, or other building, and any owner or person entitled to possession of any vacant lot, and any person having charge of any church or any public building in the Town shall, during the winter season, or during the time snow shall continue on the ground, keep the sidewalk in front of the lot or house free from obstruction by snow or ice and icy conditions, and shall at all times keep the sidewalk in good and safe repair and maintain it in a clean condition, and free from filth, dirt, weeds or other obstructions or encumbrances."

RESOLUTIONS - continued:

"No person who is the owner, occupant or lessee of any premises abutting on any street, road, highway or parkway in the unincorporated area of the Town shall place, keep, permit or suffer to be placed or kept on any sidewalk in front of, adjoining or adjacent to his premises, any goods, wares, merchandise, boxes, barrels, display signs or material things of any kind or description, nor shall he in any manner obstruct any sidewalk, nor in any manner obstruct or interfere with the use of any sidewalk; but nothing contained in this section shall prevent persons from placing goods, wares, merchandise or household furniture on a sidewalk temporarily while loading or unloading it if it is done without unnecessary delay and if such goods, wares or merchandise are not allowed or permitted to remain on the sidewalk for a longer period than one (1) hour."

SECTION 2.

This Ordinance shall take effect as provided by law.

AND WHEREAS, This Board desires to hold a public hearing with respect to the adoption of said Ordinance,

NOW, THEREFORE, BE IT RESOLVED, That a public hearing be held by this Board with respect to the adoption of the aforesaid Ordinance on the 20th day of February, 1976, at 8:45 P.M., at the Town Hall, Riverhead, New York, and it is further

RESOLVED, That the Town Clerk is hereby directed and authorized to cause public notice of said hearing to be given as provided by law.

WHEREAS, An Ordinance was introduced at this meeting by a member of the Town Board, as follows:

AN ORDINANCE TO AMEND ORDINANCE NO. 36, PARTIAL TAX EXEMPTION OF REAL PROPERTY OWNED BY CERTAIN PERSONS WITH LIMITED INCOME WHO ARE 65 YEARS OF AGE OR OVER, ADOPTED DECEMBER 6, 1966

BE IT ORDAINED By the Town Board of the Town of Riverhead as follows:

SECTION 1.

Section 3 of Ordinance No. 36, adopted 12/6/66, is hereby amended as follows:

Subsection (c) of Section 3 is amended to read as follows:

"c. Title to the property must have been vested in the owner or all of the owners of the property for at least twenty-four (24) consecutive months prior to the date that the application is filed."

SECTION 2.

This Ordinance shall take effect as provided by law.

RESOLUTIONS - continued:

AND WHEREAS, This Board desires to hold a public hearing with respect to the adoption of said Ordinance,

NOW, THEREFORE, BE IT RESOLVED, That a public hearing be held by this Board with respect to the adoption of the aforesaid Ordinance on the 20th day of February, 1976, at 8:45 P.M., at the Town Hall, Riverhead, New York, and it is further

RESOLVED, That the Town Clerk is hereby directed and authorized to cause public notice of said hearing to be given as provided by law.

WHEREAS, An Ordinance was introduced at this meeting by a member of the Town Board, as follows

AN ORDINANCE TO AMEND THE PENALTY PROVISIONS OF CERTAIN  
EXISTING ORDINANCES OF THE TOWN OF RIVERHEAD

BE IT ORDAINED By the Town Board of the Town of Riverhead as follows:

SECTION 1.

Section 7 of Ordinance No. 7, adopted 10/16/56, regarding peddling and soliciting, is hereby amended to read as follows:

"Section 7. Any violation of this Ordinance shall be a misdemeanor and may be punishable by a fine not exceeding two hundred fifty dollars (\$250.) or by imprisonment for a term not exceeding thirty (30) days, or by both."

SECTION 2.

The second paragraph of Ordinance No. 17, regarding damage to street and highway surfaces, adopted 3/17/53, is hereby amended to read as follows:

"A violation of this Ordinance shall be punishable by a fine not to exceed two hundred fifty dollars (\$250.)."

SECTION 3.

The second paragraph of Ordinance No. 1, regarding street and sidewalk obstructions, adopted 12/28/34, is hereby amended to read as follows:

"Each violation of the foregoing Ordinance shall be punishable by a fine of not more than two hundred fifty dollars (\$250.)."

SECTION 4.

This Ordinance shall take effect as provided by law.

AND WHEREAS, This Board desires to hold a public hearing with respect to the adoption of said Ordinance,

RESOLUTIONS - continued:

NOW, THEREFORE, BE IT RESOLVED, That a public hearing be held by this Board with respect to the adoption of the aforesaid Ordinance on the 20th day of February, 1976, at 8:45 P.M., at the Town Hall, Rivehread, New York, and it is further

RESOLVED, That the Town Clerk is hereby directed and authorized to cause public notice of said hearing to be given as provided by law.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

BE IT RESOLVED, That the Supervisor be and he hereby is authorized to establish petty cash funds in the Supervisor's Office and the Town Attorney's Office, each in the sum of \$50.00.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

BE IT RESOLVED, That this Board does hereby approve the attached Duty Statements for positions in the Assessors' Office and in the Building Department Office and that the Supervisor may sign the same and forward them to the Suffolk County Department of Civil Service for its action.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, It is anticipated that the new Town Hall will be ready for occupancy in late February, 1976, and that certain additional furnishings are required for the effective use of that building,

NOW, THEREFORE, BE IT RESOLVED, That the Town Clerk be and she hereby is authorized to publish and post a notice to bidders calling for bids on furnishings for the new Town Hall, that the said notice be published in the News-Review and that the Town Attorney in conjunction with Councilwoman Tomlinson be authorized to prepare the requisite bid specifications.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

BE IT RESOLVED, That the Building Inspector Raymond Wiwczar be and is hereby authorized to attend the Building Inspectors' Association of Suffolk County work shop 1976 for Building Officials, to be held at Suffolk County Community College, Riverhead Building, Selden, New York, beginning January 31, 1976 to May 22, 1976 (14 Sessions - Saturdays), and

FURTHER RESOLVED, That all expenses in connection with the attendance at the School and the use of the Building Department automobile is hereby authorized.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

RESOLVED, That the Superintendent of Highways be and is hereby authorized to pay time and one half overtime compensation for emergency snow and ice control for a total of 545 hours in the amount of \$4,089.68 during the month of December, 1975.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

RESOLVED, That Charles Crump be authorized to take a Real Estate Appraisal Course at Suffolk Community College, from January 31, 1976 to May 22, 1976, and

FURTHER RESOLVED, That tuition expense be reimbursed and that the Assessor's car be used for transportation.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, The Town of Riverhead has for the year 1975 entered into a consortium agreement with the County of Suffolk for the purpose of management of certain Urban renewal funds and this agreement is due for renewal

NOW THEREFORE,

BE IT RESOLVED, That the Supervisor be and he hereby is authorized to execute an agreement with the County of Suffolk and other municipalities within Suffolk County for the purposes of participating in the consortium agreement for the year 1976.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, That the retirement of Stephen J. Grodski, as Chief of Police of the Town of Riverhead, be and is hereby accepted, effective February 13, 1976, with regrets.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

BE IT RESOLVED, That the Town Board does hereby amend and change the 1976 budget of the Town of Riverhead to deduct from Account A1430. 4 Personnel Services the sum of Twenty Thousand (\$20,000.00) Dollars, and transfers said sum to Account A1220. 2 Equipment in the sum of Two Thousand (\$2,000.00) Dollars, to A1220. 4 Office in the sum of Three Thousand (\$3,000.00) Dollars, and to A1910. 4 Insurance in the sum of Fifteen Thousand (15,000.00) Dollars.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, It is the intention of the Town Board of the Town of Riverhead to renew the State Aid Program for Operation of Senior Citizen Clubs, and

WHEREAS, The Town of Riverhead is about to submit a program application for such renewal to the New York State Executive Department Office of the Aging for approval, and if approved, to apply subsequently to the State of New York for partial reimbursement of funds expended on said program,

NOW, THEREFORE, BE IT RESOLVED, That such application renewal is in all respects approved, and Allen M. Smith, Supervisor is hereby directed and authorized to duly execute and present said program application to the New York State Executive Department Office for the Aging for approval.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, THAT Peter S. Danowski, Esq., be and hereby is appointed Special Assistant District Attorney for the purposes of prosecuting the Ordinances of the Town of Riverhead.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTION

Councilman Menéndez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following Police Officers be paid clothing and/or equipment allowance as per PBA Contract:

1.	F. Alexander	\$100.00
2.	J. Becht	100.00
3.	H. Boden	250.00
4.	D. Cheshire	100.00
5.	E. Curven	100.00
6.	A. Densieski	100.00
7.	T. Dorfer	100.00
8.	A. Doroski	250.00
9.	W. Droskoski	100.00
10.	J. Dunleavy	100.00
11.	F. Foote	100.00
12.	V. Gianni	100.00
13.	J. Grattan	100.00
14.	L. Grattan	100.00
15.	D. Green	100.00
16.	L. Griffing	100.00
17.	S. Grodski	33.35
18.	A. Grossman	100.00
19.	J. Harris	100.00
20.	J. Hughes	100.00
21.	B. Keller	100.00
22.	J. Kurpetski	100.00
23.	L. Mazzo	100.00
24.	O. McDonald	100.00
25.	V. Michalski	100.00
26.	L. Mickoliger	100.00
27.	D. Miller	100.00
28.	W. Moisa	100.00
29.	P. Paasch	100.00
30.	R. Palmer	100.00
31.	W. Palmer	250.00
32.	J. Pleickhardt	100.00
33.	J. Psaltis	100.00
34.	R. Quinn	100.00
35.	D. Robinson	100.00
36.	F. Rodgers	100.00
37.	F. Romaniello	100.00
38.	E. Sadowski	100.00
39.	R. Schmearsal	100.00
40.	J. Seaman	100.00
41.	M. Stewart	100.00
42.	A. Summerville	250.00

RESOLUTION continued:

43.	J. Swiatocha	\$100.00
44.	P. Troyan	100.00
45.	R. Underwood	250.00
46.	R. VonVoigt	100.00
47.	D. Weinand	100.00
48.	W. Witt	100.00
49.	K. Woods	100.00
50.	D. Yakaboski	100.00
51.	J. Zaleski	100.00
	TOTAL	<u>\$5,783.35</u>

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes. The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, That Charles Crump, John M. J. Ziemacki, Thomas L. McKay, be and are hereby authorized to attend the Suffolk County Assessors' Association Meetings and luncheons to be held in 1976, and that all necessary expenses be reimbursed and the same charged to the Board of Assessors Expense Account.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes. The resolution was thereupon declared duly adopted.

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, That the actions of the Supervisor in purchasing three certificates of deposits or savings accounts with the Suffolk County National Bank, the North Fork Bank and Trust Co. and the Peconic Bank at a rate of five (5%) percent in a total amount of Seven Hundred Thousand Dollars for thirty (30) days plus be and the same hereby is ratified.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes. The resolution was thereupon declared duly adopted.

Councilman Menendez, offered the following resolution which was seconded by Councilman Young.

WHEREAS, It now appears that the Dog Warden, Louis Gatz, appears upon the payroll of the Town of Riverhead and that he is not being certified by the Suffolk County Department of Civil Service for that position,

NOW THEREFORE, BE IT RESOLVED, That the Supervisor be and he hereby is authorized to execute a contract with the Dog Warden and Assistant Dog Warden on a contract basis for the sums currently being paid, payable every two weeks and that said contract by its terms shall run from month to month.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes. The resolution was thereupon declared duly adopted.



RESOLUTION

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

WHEREAS, This Town Board has met and considered the issues raised by the proposed LILCO transmission lines in the Town of Riverhead, and

WHEREAS, This Board seeks to provide an opportunity for the public to be heard on these issues,

NOW THEREFORE, BE IT RESOLVED, That public hearings will be held at the following dates, times and places:

February 3, 1976 - 8:00 P. M.  
Town Hall, 220 Roanoke Avenue  
Riverhead, New York

February 4, 1976 - 7:30 P. M.  
Jamesport Firehouse  
Manor Lane  
Jamesport, New York

February 5, 1976 - 7:30 P. M.  
Wading River Community Center  
North Wading River Road  
Wading River, New York

and,

BE IT FURTHER RESOLVED, That the following rules shall apply to the conduct of these meetings:

- (a) Each speaker shall be limited to a ten minute presentation.
- (b) Each speaker shall request time to address the Town Board by registering with the Town Clerk prior to commencement of the hearing.
- (c) Speakers will be called upon to speak in the order of registration.
- (d) The Supervisor shall rule any speaker out of order who does not address himself to the issue of the proposed transmission line or alternatives thereto.

and,

BE IT FURTHER RESOLVED, That the Town Clerk be and she hereby is authorized to publish and post notice hereof in the News Review and Suffolk County Life.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

## RESOLUTIONS

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

BE IT RESOLVED, That the Town Clerk is hereby directed to publish the following notice of public hearing calling for a public hearing on an amendment to Ordinance No. 26:

### PUBLIC NOTICE

PLEASE TAKE NOTICE, That on the 20th day of February, 1976 at 8:00 o'clock P. M., a public hearing will be held before the Town Board of the Town of Riverhead, at the Town Hall, 220 Roanoke Avenue, Riverhead, New York, to hear all interested persons in connection with the proposed amendments to Zoning Ordinance No. 26, of the Town of Riverhead, in the following respects:

That the "Zoning Schedule" be amended by adding the following note to the maximum building area in % in the Business B District.

NOTE: The maximum building area in the Business B District in % may exceed the stated amount by special permit of the Town Board, but not beyond the requirements of the parking schedule.

Any person desiring to be heard on the said proposed amendments shall appear at the time and place above specified.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes. The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, This Board has solicited bids for the moving of the furnishings of the Town of Riverhead from the present Town Hall to the New Town Hall, and bids will fall below the minimum requirement for public bidding,

WHEREAS, It has not yet been determined whether or not the services required are of a personal nature and not subject to public bidding

NOW THEREFORE, BE IT RESOLVED, That the Town Clerk be and is hereby authorized to publish a notice to bidders upon instruction from Councilwoman Tomlinson and Town Attorney Danowski and that in the event that bids are required the latter are hereby authorized to prepare the requisite bid specifications.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes. The resolution was thereupon declared duly adopted.

Supervisor Smith stated that he has told the architect to have his workers complete their contracts by February 15th and further that he expects the Town Hall Offices to move during the first few days of the final week in February.

## RESOLUTIONS

Councilman Young offered the following resolution:

RESOLVED, That the Town Clerk be and is hereby designated to advertise for sealed bids on Screened Sand requirements for use of the Town of Riverhead Highway Department for the year 1976, and be it

RESOLVED, That specifications and forms for bidding be prepared by the Superintendent of Highways, and bids to be returnable up to 11:00 A. M. on Monday, February 2, 1976, and be it further

RESOLVED, That the Town Clerk be and is hereby designated to open publicly and read aloud on Monday, February 2, 1976 at 11:00 A. M., at the Town Clerk's Office, Town Hall, 220 Roanoke Avenue, Riverhead, New York, all sealed bids bearing the designation, "Bid on Screened Sand".

Councilman Menendez said he would second the motion with one question and asked why the Town had to buy screened sand when they had tons of their own that they could screen.

Councilman Young replied that they would have to buy screening equipment.

Councilman Menendez stated that the Town has screening equipment and he has seen it work.

Discussion as to the feasibility of using the Town's own sand equipment followed.

Supervisor Smith stated that this matter warrants further investigation.

Councilman Menendez stated emphatically that he would not second the motion.

The motion offered by Councilman Young was seconded by Councilman Lombardi.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, No, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

Supervisor Smith explained why certain Highway resolutions on the agenda were not being passed, stating that they dealt with certain duty statements that were sent to the Suffolk County Civil Service Department, without having gone through the Town Board and the Board would not approve any classifications that they were not aware of beforehand.

Supervisor Smith offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, The Assembly of God, a religious Corporation of officers at 677 Onondago Street, Syracuse, New York, has petitioned this Town Board of the Town of Riverhead for an amendment to Zoning Ordinance #26 of the Town of Riverhead, and

WHEREAS, Pursuant to the provisions of the Town Law, a public hearing was held upon such amendment on December 16, 1975,

NOW, THEREFORE, BE IT RESOLVED, That the proposed application to amend the Zoning Ordinance #26 of the Town of Riverhead, New York, to consider the fact that part of said parcel as shown in the attached description lies within the Residence B District and part without, and further that we would rezone the remaining portion of that parcel to Residence B, and that the application is granted, and the zone change is hereby adopted, and

RESOLUTION continued:

BE IT FURTHER RESOLVED, That the Town Clerk be and is hereby authorized and directed to enter said change in the minutes of the Town Board and publish a copy thereof in the News Review the official newspaper of the Town of Riverhead for such purposes and post a copy of said change on the signboard and insert a copy in the Town Ordinance Book as maintained by the Town Clerk and the Town Zoning Map shall be hereby amended all pursuant to the laws of the State of New York.

This resolution of amendment to Zoning Ordinance #26 of the Town of Riverhead, New York, shall take effect ten (10) days after publication and posting.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

PERSONAL APPEARANCES

Dr. Alfred Smith commented that the voting on the resolutions took too long and spoke of some electronic device that could be used in the new Town Hall.

Supervisor Smith stated that it must be done in some form or another. It is required by the freedom of information law that the yeas and nays be called and recorded.

Dr. Smith then asked about the resolution regarding the Dog Wardens.

Supervisor Smith stated that the Town is bound on its payroll by the rules of the Civil Service Law of the State of New York and the Dog Warden's case is one of twelve reasons why the Town's payroll cannot be certified.

Mr. Bert Rhodes asked about the meeting in Wading River regarding the LILCO transmission lines.

Supervisor Smith replied that he hoped they would be informative on both sides and not a debate.

Mr. Rhodes then asked about the transfer resolution and the process of selecting a new Chief of Police.

Supervisor Smith replied to the latter question first, stating there is no position to fill at this instant and there will be no position to fill until such time as Chief Grodski retires. When it becomes effective, there are many different things that you consider and the first and foremost is that the position be governed by Civil Service.

He then explained that when you take money from one department and transfer it to another, the first will be hurt.

He went on to say that there will have to be several more transfers during the year to balance out.

Mr. Roy Hooper stated that he felt the taxpayers should have a chance to vote on some of the resolutions before the Board passes them, because after they are passed, the people can't do anything about them.

RESOLUTIONS

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

WHEREAS, This Town Board has examined the environmental impact statement prepared by the Long Island Lighting Co. with reference to its proposed transmission line from Jamesport and this Board realizes that this statement has and will have an impact upon our community beyond the immediate application of the Long Island Lighting Co. and this Board has solicited the Cornell University Department of Environmental Engineering to examine this application and we have been advised that they are prepared to undertake this project

NOW THEREFORE, BE IT RESOLVED, That the Supervisor be and hereby is authorized to contract with Cornell University Department of Environmental Engineering for an evaluation of the Long Island Lighting Co. transmission line environmental impact statement for a sum not to exceed Six hundred (\$600.) dollars, which shall be used to defray actual expenses of the University Staff in this project.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

Supervisor Smith explained as follows: "Those of you who have been in regular attendance and those of you who read the papers are probably aware that throughout the year 1975, various and sundry proposals have been made with reference to the signs in and around the Town of Riverhead and it has been a source of concern for Councilman Menendez for a long time.

As a result of all the signs going up and all the concern regarding regulations, this Board has decided it will take action on the sign ordinance that was previously noticed for public hearing and will act upon that resolution. In doing this, this Town Board recognizes that there are certain legitimate concerns of those people who are concerned with on premises advertising signs.

This resolution that is about to be offered by Councilman Menendez does not permit those signs on premises or direction. We shall consider a further amendment to the ordinance at a subsequent date to address ourselves to the legitimate interests of on-premises business signs and directional signs, but it appears that while we consider those, if we do not enact the ordinance as it was previously noticed and heard that the "cow will be out of the barn".

What you have here is a repealer of the billboard sections and the business sections with signs, an amendment to that particular provision of the ordinance dealing with churches, museums, hospitals, etc., an addition to the ordinance providing that non-conforming signs will become unlawful on January 20, 1979, and further provision that any owner of a sign, if he chooses to argue with the amortization schedule as provided for three years will have to apply to the Town Board for an extension of that amortization provision.

Councilman Menendez added that the Town Board is not after the local business man but the elimination of the huge billboards that loom up on the highways coming into Town.

RESOLUTION

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

WHEREAS, The Town Board of the Town of Riverhead, Suffolk County, New York, has caused all matters and things to be done which are required by the Town Law and other statutes made and provided in connection with the amendments of the Town Zoning Ordinance No. 26, of the Town of Riverhead, as Amended.

NOW, THEREFORE, BE IT RESOLVED, That this Town Board hereby ordains and enacts the following amendment:

FIRST: By repealing Sections entitled 301F (4); 301F (5); 301F (6) and 301F (10).

SECOND: By amending Section 301F (11) to read as follows:  
(11) Churches, museums, hospitals, schools, nursing homes, libraries, cemeteries, golf clubs, camps, lodges, chapter houses, shall be permitted one sign situate on the location of its principal place of business by Special Permit of the Zoning Board upon the following conditions:

a. The sign may be erected in the front yard five (5) feet or more from the street line.

b. The sign shall not exceed twenty (20) square feet for a single face and shall not exceed twenty (20) square feet for a double face of "C" type structure on each street the property abuts.

THIRD: By adding a new Section 301F (12) to read as follows:

(12) Anything to the contrary in this Ordinance notwithstanding, any nonconforming billboard or any flashing or moving sign, wherever located, shall become an unlawful structure on January 20, 1979 and shall thereupon be removed.

FOURTH: By adding a new Section 301F (13) to read as follows:

(13) Any owner of any such nonconforming billboard or flashing or moving sign, who alleges that the period herein provided for amortization of such sign is unreasonable as to a particular sign may apply to the Town Board for an extension of time for amortization of such sign. If the Town Board finds that the construction cost of a particular sign would not be reasonably amortized by the aforesaid date, then the Town Board may extend the amortization period to a date which it finds would provide a reasonable amortization period. In no event, however, shall the total amortization period for a particular job

RESOLUTION continued:

FOURTH: Section 301F (13) continued:

extend beyond a date which would result in amortization of the construction cost of a particular sign at a rate of less than \$100.00 per year, computed on a "straight line" basis.

BE IT FURTHER RESOLVED, That the Town Clerk be and is hereby authorized and directed to enter said change in the minutes of the Town Board and to publish a copy thereof in the News-Review, the official newspaper of the Town of Riverhead for such purposes, and to post a copy of said change on the sign board and insert said copy in the Town Ordinance Book as maintained by the Town Clerk, all pursuant to the New York State Law.

The adoption of the aforesaid amendment to Zoning Ordinance No. 26 of the Town of Riverhead, as Amended, shall take effect ten (10) days after such publication and posting.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes.

The resolution was thereupon declared duly adopted.

After the vote on the above resolution, Supervisor Smith addressed the Zoning Inspector and said, "Mr. Munson should you or Mr. Wiwczar have occasion to be requested to issue a building permit for any signs as is currently stated in the ordinance, I wish you to instruct that person that should he not build that sign within ten (10) days of the publishing and posting of this ordinance that the permit is void and invalid. Do you understand that?"

Mr. Munson answered: "Yes, Sir. "

Supervisor Smith continued by saying: "And on that date I would like to have you bring to me and the Town Board a status report on any permits issued in the interim, so that we can make an inspection, as of that date. Understood?"

Mr. Munson again answered: "Yes, Sir. "

Before proposing a resolution, Councilman Young prefaced it with the following statement:

"The Town Board has purchased the Ethel Lane residence on East Main Street subject to permissive referendum and has an agreement with Mrs. Lane to stay in the house until her death, then the property would automatically revert to the Town.

In the meantime, the Town would landscape the property, so that it would be in keeping with the present grounds of the new Town Hall. "

#### RESOLUTION

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

PLEASE TAKE NOTICE that pursuant to the provisions of Section 220 of the Town Law, the Town Board of the Town of Riverhead, on the 20th day of January, 1976, adopted the following resolution:

## RESOLUTION continued:

WHEREAS, The Town Board has determined that the purposes of the Town would best be served by the purchase of the Ethel Lane Residence, East Main Street, Riverhead, New York, as shown in the attached description,

WHEREAS, Said site has been viewed and inspected by the Town Board, and

WHEREAS, Purchase of said site would further enhance the future efficient and orderly conduct of town affairs at the new Town Hall, formerly the old A & P building,

NOW, THEREFORE, BE IT RESOLVED, That the Town Board of the Town of Riverhead pursuant to the provisions of Sections 220, 81 and 90 et. seq. of the Town Law does hereby designate that certain parcel of improved real property situate on East Main Street, Riverhead, New York, more fully described in the description attached hereto and made a part hereof as the intended site for future purchase, and

BE IT FURTHER RESOLVED, That the Town Board, by its Supervisor, enter into a contract for the purchase of said premises for a price of \$35,000.00, and

BE IT FURTHER RESOLVED, That said contract provide for the conditions set forth in the attached proposed riders to the proposed contract, originals are on file in the Town Clerk's Office,

BE IT FURTHER RESOLVED, That subject to the provisions hereof, the Supervisor and Town Attorney close the aforesaid purchase contract and expend those monies necessary for surveys, title insurance and adjustments, and

BE IT FURTHER RESOLVED, That this resolution shall be subject to a permissive referendum as provided in the Town Law and that the Town Clerk is directed to publish notice hereof, and

BE IT FURTHER RESOLVED, That the Town Clerk is directed to include the proposed riders attached in said notice.

ETHEL LANE

- and -

THE TOWN OF RIVERHEAD

Dated , 1976

PAYMENT OF \$31,500.00 BALANCE

The balance of the purchase price (\$31,500.00) shall be payable in one of the two following manners at the option of the contract vendee.

FIRST: In full upon the delivery of the deed as set forth herein, or

SECOND: \$3,500.00 (together with the release of the down payment held in escrow) upon the delivery of a deed for parcel II and the balance of \$28,000.00 upon the delivery of a deed for Parcel I.

RIDER TO  
CONTRACT BETWEEN

ETHEL LANE

-and-

THE TOWN OF RIVERHEAD

Dated , 1976

FIRST: This contract shall be subject to and conditioned upon a permissive or mandatory referendum as called by the purchaser. The same shall be called or noticed on or before March 2nd, 1976.



RESOLUTION continued:

SECOND: This contract is conditioned upon the purchaser receiving, accumulating or earning on or before the closing date set forth herein sufficient federal revenue sharing funds as consideration herein over and above those funds heretofore allocated by the purchaser for the "New Town Hall Project".

THIRD: The deed recited herein shall reserve to the seller a life estate in parcel I upon the following terms and conditions:

1. The purchaser shall within six months of closing a) repair the roof on the main dwelling, b) paint the trim, c) repair any plumbing to working order and d) repair the chimney.
2. The purchaser shall maintain the lawn and shrubs, and shall keep the plumbing, lighting and heat in working order.
3. Upon the death of the seller, her heirs, devisees or legatees shall have the right of entry for a period of six months for the purpose of settling seller's estate.

FOURTH: The deed shall be delivered at such place as the seller shall direct. The closing of title shall occur on or before April 2nd, 1976, subject to the provisions and conditions contained herein.

All that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Hamlet of Riverhead, Town of Riverhead, Suffolk County, New York, being bounded and described as follows:

PARCEL I

BEGINNING at a point formed by the intersection of the northerly side of East Main Street with the easterly side of Howell Avenue,

Running thence North 24 degrees 03 minutes 20 seconds West along the easterly side of Howell Avenue a distance of 120 feet to a point:

Thence North 44 degrees 20 minutes 30 seconds East a distance of 70.43 feet, more or less, to a point on the easterly line of the property hereby conveyed;

Thence South 23 degrees 55 minutes 20 seconds East a distance of 120 feet to the northerly side of East Main Street;

Thence along the northerly side of East Main Street South 44 degree 21 minutes 30 seconds West a distance of 70.43 feet to the point or place of BEGINNING.

PARCEL II

BEGINNING at a point on the easterly side of Howell Avenue said point being South 24 degrees 03 minutes 20 seconds East 120 feet from a point forming the intersection of the northerly side of East Main Street with the easterly side of Howell Avenue and from said point or place of beginning along the easterly side of Howell Avenue 24 degrees 03 minutes 20 seconds West 225.45 feet to a monument set in the easterly side of Howell Avenue;

RESOLUTION continued:

Thence North 17 degrees 08 minutes 50 seconds West a distance of 5.38 feet to a monument;

Thence North 70 degrees 23 minutes 50 seconds East 65.78 feet to a point;

Thence ~~South~~ 23 degrees 55 minutes 20 seconds East a distance of 199.77 feet to a point;

Thence South 44 degrees 21 minutes 30 seconds West 70.43, more or less to the point or place of BEGINNING.

PLEASE TAKE FURTHER NOTICE that pursuant to the provisions of the Town Law, the above resolution is subject to a permissive referendum.

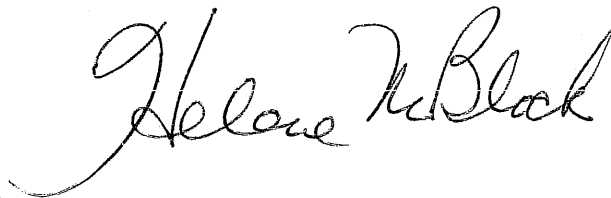
The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes. The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

BE IT RESOLVED, That the amount of \$150.00 be advanced to Supervisor Allen Smith for expenses in attending a Town Bookkeeping and Accounting Seminar.

The vote, Councilman Lombardi, Yes, Councilwoman Tomlinson, Yes, Councilman Menendez, Yes, Councilman Young, Yes, and Supervisor Smith, Yes. The resolution was thereupon declared duly adopted.

There being no further business on motion and vote, the meeting adjourned to meet on Tuesday, February 3rd, 1976 at 7:30 P. M.

A handwritten signature in cursive script that reads "Helene M. Block". The signature is written in dark ink and is positioned above the printed name of the signatory.

Helene M. Block, Town Clerk

HMB/MHJ.